

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Yasuharu Nishimura et al.

Group Art Unit : 1643

Appl. No. : 10/577,343

Examiner : Lynn Anne BRISTOL

I.A. Filed : October 28, 2004

Confirmation No. : 4864

For : DIAGNOSTIC AGENT FOR MALIGNANT MELANOMA

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir :

Pursuant to 37 C.F.R. § 1.56 and 37 C.F.R. §§ 1.97-1.98, Applicants hereby direct the Examiner's attention to the following documents:

(1) English language abstract of EP0561183 (corresponding to JP 6-46882 A, published February 22, 1994), provided by esp@cenet; and

(2) English language abstract of WO 95/29193 (corresponding to JP 10-505481, published June 2, 1998) and provided by esp@cenet.

Applicants further direct the Examiner's attention to the following U.S. patent applications and/or patent application publications, as well as all of the prosecution histories associated therewith:

(3) Co-pending U.S. Patent Application 12/063,165 (NISHIMURA et al.) filed February {P29875 00608305.DOC}

7, 2008, and entitled “Glypican-3 (GPC-3)-Derived Tumor Rejection Antigenic Peptides Useful for HLA-A2-Positive Patients and Pharmaceutical Comprising the Same”;

(4) Commonly assigned, co-pending U.S. Patent Application 12/155,864 (NAKATSURA et al.) filed June 11, 2008, and entitled “Cancer Antigen and Use Thereof”;

(5) US 2006/0251666 A1 (NAKATSURA et al.), published November 9, 2006;

Applicants note that this document is the publication of commonly assigned, co-pending U.S. Patent Application No. 10/525,831 entitled “Cancer Antigens and Utilization Thereof”; and

(6) Co-pending U.S. Patent Application 11/577,435 (NISHIMURA et al.), filed April 18, 2007, and entitled “Novel Diagnostic Kit for Malignant Melanoma.”

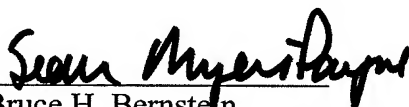
Applicants also enclose the “Decision to grant a European patent pursuant to Article 97(1) EPC” issued in connection with corresponding European Application No. EP 04 79 3354. The Supplementary European Search Report issued in connection with corresponding European Application No. EP 04 79 3354, and the documents cited therein, were previously provided in the Supplemental Information Disclosure Statement filed on November 30, 2007.

Copies of the above-listed documents (with the exception of U.S. Patents and U.S. Patent Applications) are enclosed together with a completed copy of the PTO-1449 Form listing the same. The Examiner is requested to consider the above-referenced documents and to indicate such consideration by returning a signed and initialed copy of the PTO-1449 Form with the next official communication.

The fee set forth in 37 C.F.R. § 1.17(p) is submitted herewith. No additional fee is believed due at this time. However, the Office is authorized to charge any required fee to Deposit Account No. 19-0089.

If there should be any questions, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully Submitted,  
Yasuharu Nishimura et al.

  
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January 6, 2009  
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